



23

08-22-05

1631

JFW

Docket No.: 066661-0030

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

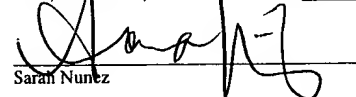
Applicant : Hood, Leroy, et al.
Appl. No. : 09/919,360
Filed : July 30, 2001
Title : MULTIPARAMETER ANALYSIS FOR
DRUG RESPONSE AND RELATED
METHODS

Grp./A.U. : 1631
Examiner: : Ardin H. Marschel

Customer No.: 41552
Confirmation No.: 2535

CERTIFICATE OF MAILING BY EXPRESS MAIL(37
CFR § 1.10)

"Express Mail" Mailing Label Number EV643842937US
I hereby certify that this paper or fee is being deposited with
the United States Postal Service "Express Mail Post Office to
Addressee" service under 37 CFR § 1.10 on the date indicated
above and is addressed to Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450 on Aug 19, 2005.


Sarah Nunez

TRANSMITTAL

Mail Stop AMENDMENT - IDS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
OIPE/IAP

AUG 31 2005

Dear Sir:

Transmitted herewith is an Information Disclosure Statement in the above-identified application.

Also attached: 1 Information Disclosure Statement
1 PTO Form 1449
3 References

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 502624, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

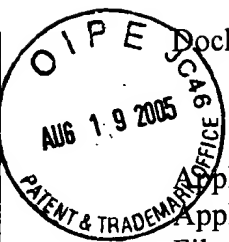
Respectfully submitted,

MCDERMOTT WILL & EMERY LLP



Deborah L. Cadena
Registration No. 44,048

4370 La Jolla Village Drive, Suite 700
San Diego, CA 92122
858.535.9001 DLC:HF
Facsimile: 858.597.1585
Date: August 19, 2005



Docket No.: 066661-0030

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hood, Leroy, et al.
Appl. No. : 09/919,360
Filed : July 30, 2001
Title : MULTIPARAMETER ANALYSIS
FOR DRUG RESPONSE AND
RELATED METHODS

Grp./A.U. : 1631
Examiner: : Marschel, Ardin H

Customer No.: 41552
Confirmation No.: 2535

CERTIFICATE OF MAILING BY EXPRESS MAIL(37
CFR § 1.10)

"Express Mail" Mailing Label Number EV643842937US

I hereby certify that this paper or fee is being deposited with
the United States Postal Service "Express Mail Post Office to
Addressee" service under 37 CFR § 1.10 on the date indicated
above and is addressed to Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450 on Aug 19, 2005.

Sarah Nunez

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

CERTIFICATION PARAGRAPH

The undersigned certifies that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR 1.97(e)(2).

The relevance of each non-English language reference, if any, is discussed in the present specification.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Deborah L. Cadena

Registration No. 44,048

4370 La Jolla Village Drive, Suite 700
San Diego, CA 92122
Phone: 858.535.9001 DLC:HF
Facsimile: 858.597.1585
Date: August 19, 2005

**Please recognize our Customer No. 41552
as our correspondence address.**



SHEET 1 OF 1

INFORMATION DISCLOSURE
CITATION IN AN
APPLICATION

(PTO-1449)

ATTY. DOCKET NO.
066661-0030SERIAL NO.
09/919,360APPLICANT
Hood, Leroy, et al.FILING DATE
July 30, 2001GROUP
1631

U.S. PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1.	US 6,020,135	02-2000	Levine et al.	
	2.	US 6,251,601	06-2001	Bao et al.	
	3.	US 6,346,381	02-2002	Cohen et al.	
	4.	US 6,774,120	08-2004	Ferber, Sarah	
		US			
		US			
		US			
		US			

FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes-Number + -Kind Codes (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation Yes No
	5.	WO 99/57130	11-99	Prasher et al.		

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	6.	Hughs et al., "Functional discovery via a compendium of expression profiles," <u>Cell</u> 102:109-126 (2000).
	7.	Leethanakul et al., "Distinct pattern of expression of differentiation and growth-related genes in squamous cell carcinomas of the head and neck revealed by the use of laser capture microdissection and cDNA arrays," <u>Oncogene</u> 19:3220-24 (2000).

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.